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8
9 THE UNITED STATES BANKRUPTCY COURT
10 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 **In re:**

) Case Nos. 19-30088 (DM)

)
) Chapter 11

13 **PG&E CORPORATION,**

14 -and-

15 **In re:**

) **MOTION FOR ORDER EXCUSING**
) **DREYER BABICH BUCCOLA WOOD**
) **CAMPORA, LLP FROM TRANSMITTING**
) **DOCUMENTS RELATED TO THE**
) **BANKRUPTCY CASES TO: MICHAEL**
) **RAMEY; MICHAEL RAMEY AND**
) **ASSOCIATES, INC.; AND MICHAEL**
) **RAMEY AS TRUSTEE OF THE RAMEY**
) **COLBY 2007 TRUST**

16 **PACIFIC GAS AND ELECTRIC**
17 **COMPANY,**

18 Debtors.

- 19 ☐ Affects PG&E Corporation
20 ☐ Affects Pacific Gas and Electric
21 Company
22 ☒ Affects both Debtors

) DATE: August 8, 2023
) TIME: 10:00 a.m.
) PLACE: **Tele/Videoconference only**
) 450 Golden Gate Avenue,
) Courtroom 17, 16th Floor
) San Francisco, California

) JUDGE: Hon. Dennis Montali

23 * All papers shall be filed in the lead case, No.
24 19-30088(DM)

) OBJECTION DEADLINE: **July 25, 2023 (4:00**
) **P.M. Prevailing Pacific Time)**

25 Dreyer Babich Buccola Wood Campora, LLP (hereinafter referred to as "Dreyer Babich") by
26 and through its attorneys of record, respectfully submits as follows in support of this Motion for
27 Order Excusing Dreyer Babich Buccola Wood Campora, LLP from Transmitting Documents Related
28 to the Bankruptcy Cases to: Michael Ramey; Michael Ramey and Associates, Inc.; and Michael
Ramey as Trustee of the Ramey Colby 2007 Trust (hereinafter referred to as the "Motion").

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FACTUAL BACKGROUND

1. On January 29, 2019, PG&E Corporation and Pacific Gas & Electric Company filed petitions for relief under Chapter 11 of Title 11 of the United States Code with the United States Bankruptcy Court, in and for the Northern District of California (hereinafter referred to as the “Court”), commencing case numbers 2019-30088 (DM) and 2019-30089 (DM) (hereinafter collectively referred to as the “Bankruptcy Cases”). *Declaration of Steve Campora*, ¶4.

3. Dreyer Babich was retained by Michael Ramey; Michael Ramey and Associates, Inc.: and Michael Ramey as Trustee of the Ramey Colby 2007 Trust (hereinafter collectively referred to as the “Creditors”) to represent them in the Bankruptcy Cases. *Declaration of Steve Campora*, ¶12.

4. On October 2, 2019, Dreyer Babich timely filed three (3) separate Proofs of Claim in the Bankruptcy Cases on behalf of the Creditors, which were assigned claim numbers: 27325; 30710; and 30720 (hereinafter collectively referred to as the “Proofs of Claim”), seeking damages on behalf of Creditors from the Camp Fire. *Declaration of Steve Campora*, ¶5.

5. On May 10, 2022, due to irreconcilable differences with the Creditors, which led to a breakdown of the attorney-client relationship, Dreyer Babich, by and through its counsel, filed a Motion for Order Authorizing Withdrawal of Counsel to: Michael Ramey; Michael Ramey and

1 Associates, Inc.; and Michael Ramey as Trustee of the Ramey Colby 2007 Trust (hereinafter referred
2 to as the “Motion to Withdraw as Counsel”) (Dkt. No. 12349). *Declaration of Steve Campora*, ¶6.

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4 6. On May 10, 2022, along with the Motion to Withdraw as Counsel, Dreyer Babich, by
5 and through its counsel, filed with the Bankruptcy Court and served on the Creditors a Notice and
6 Opportunity for Hearing on Motion for Order Authorizing Withdrawal of Counsel to: Michael
7 Ramey; Michael Ramey and Associates, Inc.; and Michael Ramey as Trustee of the Ramey Colby
8 2007 Trust (hereinafter referred to as the “Notice Re Motion to Withdraw as Counsel”) (Dkt. No.
9 12350).

11 7. Creditors did not file an opposition to the Motion to Withdraw as Counsel.
12 Accordingly, on June 8, 2022, Dreyer Babich filed a Request for Relief Upon Default Re: Motion for
13 Order Authorizing Withdrawal of Counsel to: Michael Ramey; Michael Ramey and Associates, Inc.;
14 and Michael Ramey as Trustee of the Ramey Colby 2007 Trust (hereinafter referred to as the
15 “Request for Relief”) (Dkt. No. 112496), informing the Court that the Motion to Withdraw as
16 Counsel and supporting documents, including but not limited to Notice Re Motion to Withdraw as
17 Counsel, were served on the Creditors and no opposition was filed in connection with the Motion to
18 Withdraw as Counsel. Within the Request for Relief, Dreyer Babich requested that the Court grant
19 the relief requested within the Motion to Withdraw as Counsel. *Declaration of Steve Campora*, ¶7.

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23 8. On June 17, 2022, the Court issued an Order Authorizing Withdrawal of Counsel to:
24 Michael Ramey; Michael Ramey and Associates, Inc.; and Michael Ramey as Trustee of the Ramey
25 Colby 2007 Trust (hereinafter referred to as the “Order Authorizing Withdrawal of Counsel”) (Dkt.
26 No. 12522). A true and correct copy of the Order Authorizing Withdrawal of Counsel is attached as
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1 **Exhibit 1** to the Declaration of Steve Campora, filed concurrently herewith. *Declaration of Steve*
2 *Campora*, ¶8.

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4 9. Pursuant to the Order Authorizing Withdrawal of Counsel, the Court also ordered
5 Dreyer Babich to, “. . . continue to forward all notices and papers in connection with Proof of Claim
6 numbers 27325, 30710, and 30720 to the Creditors, until the Creditors appear in the above-captioned
7 bankruptcy cases via counsel or pro se.” *Order Authorizing Withdrawal of Counsel (Dkt. No. 12522)*,
8 Pg. 2 (ln. 22-24) (Exhibit 1 to Declaration of Steve Campora, filed concurrently herewith).
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10 *Declaration of Steve Campora*, ¶9.

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12 10. It is has been over one (1) year since the Order Authorizing Withdrawal of Counsel
13 was issued by the Court in the Bankruptcy Cases. However, none of the Creditors have appeared
14 through counsel nor have they appeared *pro se* in the Bankruptcy Cases. *Declaration of Steve*
15 *Campora*, ¶10.

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17 11. Since the entry of the Order Authorizing Withdrawal of Counsel, Dreyer Babich, as
18 ordered by the Court, has been reviewing the docket of the Bankruptcy Cases on a regular basis and
19 has been transmitting to the Creditors, by and through Michael Ramey (hereinafter referred to as
20 “Mr. Ramey”), all documents filed in the Bankruptcy Cases, which could possibly affect the claims
21 of the Creditors. *Declaration of Steve Campora*, ¶11.

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23 12. During this time, the relationship with the Creditors has further deteriorated. After
24 the Motion to Withdraw as Counsel was granted, Mr. Ramey requested that Dreyer Babich stop
25 communicating with him. Steve Campora of Dreyer Babich (hereinafter referred to as “Mr.
26 Campora”) advised Mr. Ramey that Dreyer Babich wanted to stop, but pursuant to the Order
27 Authorizing Withdrawal of Counsel, Dreyer Babich is required to forward information to him. Mr.
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1 Campora told Mr. Ramey that Dreyer Babich would stop communicating with him as soon as it
2 received notice that Mr. Ramey, on behalf of the Creditors, had appeared in the Bankruptcy Cases,
3 either individually or through counsel. *Declaration of Steve Campora*, ¶14. To date, although, Mr.
4 Ramey has had more than sufficient opportunity to appear in the Bankruptcy Cases on behalf of the
5 Creditors, he has failed to do so. *Declaration of Steve Campora*, ¶14.
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8 13. Dreyer Babich understands that in connection with their claims under the Bankruptcy
9 Cases, the Creditors are registered with the Fire Victim's Portal and are working with the Fire Victim
10 Trust established for claims arising out of the Camp Fire. *Declaration of Steve Campora*, ¶13.
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12 14. Based on these circumstances, good cause exists for the Court to enter an order
13 excusing Dreyer Babich from transmitting documents filed in the Bankruptcy Cases relating to the
14 Proofs of Claim to the Creditors.
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16 ARGUMENT

17 It has been over one (1) years since the Court issued the Order Authorizing Withdrawal of
18 Counsel. The Creditors have failed to make an appearance in the Bankruptcy Cases as *pro se* and/or
19 via counsel.
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21 Dreyer Babich has punctiliously followed the Court's mandate by reviewing the Bankruptcy
22 Cases' docket on a regular basis and forwarding to Mr. Ramey, on behalf of the Creditors,
23 documents filed in the Bankruptcy Cases, which are related to the Proofs of Claim. *Declaration of*
24 *Steve M. Campora*, ¶11. In fact, out of an abundance of caution, and in order to ensure that it
25 provides all documents as ordered by the Court, Dreyer Babich has even been over inclusive in its
26 transmittal of documents to the Creditors. *Declaration of Steve M. Campora*, ¶12.
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1 However, over the last year the relationship between the Creditors and Dreyer Babich has
2 further deteriorated and continues to deteriorate. Communications with Mr. Ramey are very
3 difficult. *Declaration of Steve M. Campora*, ¶14. Continued communication with the Creditors,
4 through Mr. Ramey, are unsustainable. Accordingly, it is respectfully requested that the Court enter
5 an Order excusing Dreyer Babich from transmitting any documents related to the Proofs of Claim
6 and/or the Bankruptcy Cases to the Creditors.
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9 **CONCLUSION**

10 For the reasons set forth herein, it is respectfully requested that the Court enter an Order:

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- 12 1. Granting this Motion; and
 - 13 2. Excusing Dreyer Babich from transmitting documents filed in the Bankruptcy Cases,
14 including but not limited to the documents related to the Proofs of Claim, to the Creditors; and
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 - 16 3. For such further relief as is fair, just, and equitable, whether or not specifically
17 requested herein.
18

19 Date: July 11, 2023

PINO & ASSOCIATES

20
21 By: 

22 Estela O. Pino, Counsel for
23 Dreyer Babich Buccola
24 Wood Campora, LLP
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